

HOUSE SUMMARY OF SENATE AMENDMENTS

House Bill No. 833 by Representative Dove

COASTAL COMMISSION: Creates the Office of Coastal Protection and Restoration in the Office of the Governor

Synopsis of Senate Amendments

- 1. Allows the Dept. of Wildlife and Fisheries to enter into certain cooperative endeavor agreements with the authority or a levee district.
- 2. Provides that DOTD's office of public works, rather than the Office of Coastal Protection and Restoration, will administer the state's participation in the National Flood Insurance Program.

Digest of Bill as Finally Passed by Senate

Creates the Office of Hurricane Protection and Coastal Restoration in the Office of the Governor. Consolidates functions relative to hurricane flood protection and coastal restoration under the authority of that office. Provides relative to the powers, duties, functions, and responsibilities of that office. Provides for the inter-relations between the governor's executive assistant for coastal activities, the Coastal Protection and Restoration Authority, the Governor's Advisory Commission on Coastal Protection, Restoration, and Conservation, and the Office of Hurricane Protection and Coastal Restoration.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 36:4(Z), 351(C)(1), 358(B), 501(B) and (C)(1), 502(A) and (B), and 508.3(A), (B), (C), (F), and (G), R.S. 38:81, 100(intro. para.), 101(A) and (B), 102, 103(A) and (B), 106(A)(1) and (2)(intro. para.) and (B), 107(A), 108, and 109, R.S. 49:214.1 and 214.2, R.S. 56:421(B)(intro. para.) and (1), (C), and (E)(4), 424(H), 425(E), 427.1(C), 432.1(A), (B)(intro. para.) and (1)(a), (2), (3), and (4), (C)(intro. para.) and (1), (D)(1), and 432.2; Adds R.S. 35:410, R.S. 49:214.3.1, 214.4.1 and 214.4.2, 214.5.1-214.5.8, and R.S. 56:421(B)(13) and 214.6.1-214.6.10 and R.S. 56:421(B)(13); Repeals R.S. 36:4(J), Chapter 3-A of Title 38 of the L.R.S. of 1950, comprised of R.S. 38:241-251, and Subpart A of Part II of Chapter 2 of Title 49 of the L.R.S. of 1950, comprised of R.S. 49:213.1-213.12, and 214.3-214.16)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill.

- 1. Authorize the Office of Coastal Protection and Restoration to enter into contracts and cooperative agreements with the La. universities or consortia of said universities, to provide the science and technology to enhance integrated coastal protection programs, projects, and activities.
- 3. Authorize the Coastal Protection and Restoration Authority to enter into agreements with the Dept. of Wildlife and Fisheries for the utilization of department lands to satisfy wetlands mitigation requirements for state agencies or levee districts.
- 4. Add "central wetlands" conservation, enhancement, and restoration to the definition of "integrated coastal protection."

5. Specify that the Dept. of Natural Resources, office of coastal management, shall receive funds allocated in the annual plan for coastal zone management.
6. Specify that the Office of Coastal Protection and Restoration has the oversight over the administration of all matters related to the study, planning, engineering, design, construction, extension, improvement, repair, and regulations of integrated coastal protection.
7. Provide that the Office of Coastal Protection and Restoration will utilize the services of the Dept. of Natural Resources for accounting and budgetary control, procurement, and contractual management, data processing, management and program analysis, personnel management, and grants management.

House Floor Amendments to the engrossed bill

1. Designate the Coastal Protection and Restoration Authority as the nonfederal sponsor of the Westwego to Harvey Canal hurricane protection project.
2. Include "barrier island and shoreline stabilization and preservation and coastal passes stabilization and restoration" to the definition of "integrated coastal protection" and to the definition of "conservation and restoration."
3. Provide for the transfer of employees, movable property, obligation and responsibilities, legal responsibilities, etc. from the plans, projects, policies, and programs formerly in DOTD and DNR to the new Office of Coastal Protection and Restoration and the Coastal Protection and Restoration Authority.

Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the engrossed bill.

1. Change references from the Governor's Office of Coastal Activities to the governor's executive assistant for coastal activities.
2. Make changes to conform HB 833 with the provisions of SB 244 by Senator Mount which removes the requirement that the assistant secretary for the Office of Public Works is an engineer, removes the requirements that the assistant secretary approve all plans and specifications for projects under the supervision of the office, and authorizes the person designated by the assistant secretary to act on behalf of the assistant secretary to be simply a member of the senior staff.
3. Remove authorization for the executive assistant to utilize the Office of Coastal Protection and Restoration for executory and implementation functions.
4. Require that when the chairman of the Coastal Protection and Restoration Authority or the executive director of the Office of Coastal Protection and Restoration have been delegated signing authority by the CPRA, if they designate a person to sign on their behalf, such designation must be by authentic act.
5. Add the executive assistant for coastal activities or his designee to the Oyster Task Force and provides that the member appointed by the executive director of the Office of Coastal Protection and Restoration is a non-voting member of the task force.
6. Provide that the exemption from the Public Records Act that is applicable to the Office of the Governor shall not be applicable to the Coastal Protection and Restoration Authority or the Office of Coastal Protection and Restoration.

House Floor Amendments to the reengrossed bill.

1. Authorize the Office of Coastal Protection and Restoration to enter into contracts for consulting and professional services contracts. Authorize the office to enter into contracts for engineering and construction services or agreements with the federal government, political subdivisions, and other public and private entities for administration, implementation, or enforcement of integrated coastal protection projects at the direction of the Coastal Protection and Restoration Authority.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Natural Resources to the re-engrossed bill.

1. Allow the Dept. of Wildlife and Fisheries to enter into certain cooperative endeavor agreements with the authority or a levee district.
2. Provide that DOTD's office of public works, instead of the Office of Coastal Protection and Restoration, will administer the state's participation in the National Flood Insurance Program.